

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6731

BILL NUMBER: SB 279

NOTE PREPARED: Mar 1, 2005

BILL AMENDED: Feb 28, 2005

SUBJECT: Environmental Permit Applications.

FIRST AUTHOR: Sen. Gard

FIRST SPONSOR: Rep. Wolkins

BILL STATUS: As Passed Senate

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that good character requirements apply only to an application for the issuance or transfer of a permit for a solid waste processing facility, solid waste disposal facility, or hazardous waste facility. It excepts from the requirements certain entities that already hold permits, but limits the exception in certain cases where ownership interests change. The bill, with respect to requirements to demonstrate local or regional need for applications for permits for certain solid waste facilities, excepts certain limited liability companies from the requirements and applies the requirements to solid waste disposal facilities instead of solid waste management facilities. It also repeals certain requirements concerning the submission of disclosure statements by solid waste operators and responsible parties, and the posting of surety bonds by nonresident operators.

Effective Date: July 1, 2005.

Explanation of State Expenditures: For the good character, demonstration of need, and disclosure requirements, a permit applicant must currently submit to IDEM certain information concerning the facility. IDEM would no longer be required to receive and review such information for certain permit applicants. If fewer applicants submit information on their good character, demonstration of need, or disclosure requirements, the Department would conduct fewer investigations regarding the validity of such information. Exempting certain permit applicants from these requirements should enable the Department to save resources related to reviewing the information, such as administrative staff time and investigative staff time.

Explanation of State Revenues: (Revised) The bill clarifies that facilities where the following are located are considered to be solid waste processing facilities: medical or infectious waste treatment facilities, solid waste

solidification facilities, or plasma arcs or other sources of heat. Depending on the type of solid waste permits issued, the Department could experience an increase in revenue by an indeterminable amount. Revenue generated from such permit fees are deposited in the Environmental Management Permit Operation Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: IDEM.

Local Agencies Affected:

Information Sources:

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